

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

The Annuity, Welfare and Apprenticeship Skill Improvement & Safety Funds of the International Union of Operating Engineers Local 15, 15A, 15C & 15D, AFL-CIO et al.

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

Roadway Contracting, Inc.

08 CV 6533

TO: (Name and address of defendant)

**JUDGE BUCHWALD**

Roadway Contracting, Inc.  
570 Gardner Avenue  
Brooklyn, New York 11222

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

BRADY McGUIRE & STEINBERG, P.C.  
603 WARBURTON AVENUE  
HASTINGS-ON-HUDSON, NEW YORK 10706

an answer to the complaint which is herewith served upon you, within Twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

JUL 23 2008

CLERK

DATE

*Catherine Lapley*  
(BY) DEPUTY CLERK

STATE OF NEW YORK

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT

DOCUMENTS SERVED WITH INDEX#: 08CIV.6533

AND FILED ON

7/23/2008

THE ANNUITY, WELFARE AND APPRENTICESHIP SKILL IMPROVEMENT & SAFETY FUNDS  
OF THE INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 15, 15A, 15C & 15D,  
Vs.  
ROADWAY CONTRACTING, INC.

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

STATE OF: NEW YORK

)

SS

COUNTY OF WESTCHESTER

)

The undersigned deponent, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in the State of New York. On 8/15/2008 at 10:16AM, deponent did serve the within process as follows:

Process Served:

SUMMONS AND COMPLAINT

Party Served:

ROADWAY CONTRACTING, INC.

(herein called recipient)  
therein named.

At Location:

570 GARDNER AVENUE

BROOKLYN NY 11222

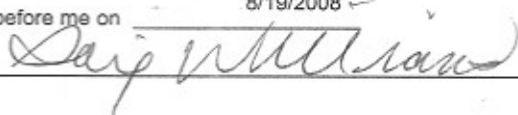
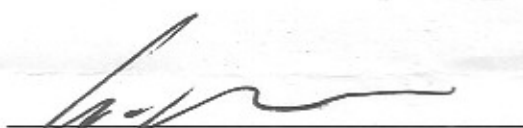
By delivering to and leaving with RUDY CARPIO and that deponent knew the person  
so served to be the MANAGING AGENT  
of the corporation and authorized to accept service..

A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:

Sex: M Color of Skin: LT. BRN Color of Hair: DK BRN  
Age: 34 Height: 5'9"  
Weight: 175 Other Features: GLASSES

Sworn to before me on

8/19/2008

Eric Averbach

Server's License#: 918927

GAIL WILLIAMS  
Notary Public, State of New York  
No. 4665052  
Qualified in Westchester County  
Commission Expires September 30, 2010